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13 Attorneys for Defendant, CITY AND COUNTY OF
14 SAN FRANCISCO

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 IRIS SMITH,

18 Plaintiff,

19 vs.

20 CITY AND COUNTY OF SAN
21 FRANCISCO, JOSEPH FILAMOR, and
22 DOES 1-25, inclusive

23 Defendants.

24 Case No. C-13-05185-KAW

25 **STIPULATION AND [PROPOSED] ORDER
26 REGARDING DEADLINE FOR DEFENDANT
27 CITY TO RESPOND TO COMPLAINT AND
28 CONTINUANCE OF CASE MANAGEMENT
CONFERENCE**

The City and County of San Francisco has recently been served with the complaint in this matter. Counsel for the City is unavailable March 3-21, 2014. The City needs additional time to conduct an investigation into the incident alleged in the complaint. Further, the City has informed Plaintiff that the individual officer defendant named in the complaint had no involvement in the incident, and Plaintiff has represented that he will file an amended complaint. The parties stipulate and agree as follows:

1. Plaintiff will file an amended complaint on or before March 21, 2014;
2. Defendant City's response to the amended complaint will be due on or before April 11, 2014; and
3. The case management conference presently scheduled for April 15, 2014, will be continued to May 6, 2014, or the next available date convenient to the Court.

Dated: February 27, 2014

DENNIS J. HERRERA
City Attorney
CHERYL ADAMS
Chief Trial Deputy
BRADLEY A. RUSSI
Deputy City Attorneys

By: /s/ Bradley A. Russi
BRADLEY A. RUSSI

Attorneys for Defendant
CITY AND COUNTY OF SAN FRANCISCO

Dated: February 27, 2014

KENNETH FRUCHT
GEONETTA & FRUCHT LLP

By: /s/ Kenneth Frucht
KENNETH FRUCHT
Attorney for Plaintiff
IRIS SMITH

1
2 **[PROPOSED] ORDER**
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4 PURSUANT TO THE ABOVE STIPULATION, IT IS HEREBY ORDERED as follows:
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6 1. Plaintiff will file an amended complaint on or before March 21, 2014;
7 2. The City and County of San Francisco's answer to the amended complaint is due on or
8 before April 11, 2014.

9 2. The case management conference presently scheduled for April 15, 2014, is continued
10 to May 6, 2014, at 1:30 p.m., 1301 Clay Street, Oakland, CA 94612. A joint case management
11 conference statement is due on or before April 29, 2014.

12 Dated: 2/28/14

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15 HONORABLE KANDIS A. WESTMORE
16 UNITED STATES MAGISTRATE JUDGE
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